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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 Falk Oral and Facial Surgery PLLC d/b/a
Canyon Oral and Facial Surgery, a Nevada
professional limited liability company,

11 Plaintiff,

12 vs.

13 Sudheer J. Surpure, MD, DDS, Inc. d/b/a
14 Grand Canyon Oral & Facial Surgery, a
Nevada corporation,

15 Defendant.

No. 2:21-cv-01464-JCM-DJA

16 **STIPULATION AND ORDER TO**
17 **EXTEND (1) PLAINTIFF'S/**
18 **COUNTER-DEFENDANT'S**
19 **DEADLINE TO FILE RESPONSIVE**
20 **PLEADING TO COUNTERCLAIM,**
21 **AND (2) PARTIES' DEADLINE TO**
22 **FILE JOINT DISCOVERY PLAN AND**
23 **PROPOSED SCHEDULING ORDER**

[FOURTH REQUEST]

18 Sudheer Surpure, MD, DDS, Inc. d/b/a Grand
19 Canyon Oral & Facial Surgery, a Nevada
corporation,

20 Counterclaimant,

21 vs.

22 Falk Oral and Facial Surgery PLLC d/b/a
23 Canyon Oral and Facial Surgery, a Nevada
professional limited liability company,

24 Counter-defendant.

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1 Pursuant to LR IA 6-1, Plaintiff Falk Oral and Facial Surgery PLL dba Canyon Oral and
2 Facial Surgery (“Plaintiff”) and Defendant Sudheer J. Surpure, MD, DDS, Inc., dba Grand
3 Canyon Oral & Facial Surgery (“Defendant”) submit the following Stipulation to Extend Time to
4 file (1) Plaintiff’s/Counter-defendant’s responsive pleading to Counterclaim up to and including
5 December 27, 2021, and (2) the parties’ Joint Discovery Plan and proposed Scheduling Order up
6 to and including December 29, 2021. In support of the Stipulation, the parties state the following:

7 1. Plaintiff’s/Counter-defendant’s responsive pleading to the Counterclaim is currently due
8 December 27, 2021. (ECF No. 27)

9 2. The parties’ Joint Discovery Plan and proposed Scheduling Order is currently due
10 December 29, 2021. (ECF No. 27)

11 3. The parties are in active settlement discussions and anticipate entering into a definitive
12 agreement shortly and thus wish to extend upcoming deadlines.

13 4. This is the fourth request to extend the deadline for Plaintiff/Counter-defendant to file its
14 responsive pleading to Counterclaim, and for the parties to file their Joint Discovery Plan and
15 proposed Scheduling Order.

16 5. This request for an extension of time is not intended to cause any undue delay or prejudice
17 any party.

18 6. Therefore, the parties hereby stipulate that the deadline for Plaintiff/Counter-defendant to
19 file its responsive pleading shall be extended to January 27, 2022.

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7. The parties further stipulate that the deadline for the parties to file their Joint Discovery Plan and proposed Scheduling Order be extended to January 31, 2022.

WEIDE & MILLER, LTD.

MILLIGAN LAWLESS, P.C.

/s/ F. Christopher Austin

/s/ Robert J. Itri

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Attorney for Defendant

Attorneys for Plaintiff

Dated December 27, 2021

Dated December 27, 2021

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

DATED: December 28, 2021